

ESTTA Tracking number: **ESTTA617336**

Filing date: **07/23/2014**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Notice of Opposition

Notice is hereby given that the following party opposes registration of the indicated application.

Opposer Information

Name	Uplink Security, LLC
Granted to Date of previous extension	07/23/2014
Address	3330 CUMBERLAND BLVD, SESuite 700 Atlanta, GA 30339 UNITED STATES

Correspondence information	Jeffrey Sladkus Attorney of Record, Georgia Bar Member The Sladkus Law Group 1827 Powers Ferry Rd. BUILDING 6 , SUITE 200 Atlanta, GA 30339 UNITED STATES jeff@sladlaw.com, erica@sladlaw.com, mandy@sladlaw.com Phone:(404) 252-0900
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Applicant Information

Application No	86023899	Publication date	03/25/2014
Opposition Filing Date	07/23/2014	Opposition Period Ends	07/23/2014
Applicant	Oplink Communications, Inc. 46335 Landing Pkwy Fremont, CA 94538 UNITED STATES		

Goods/Services Affected by Opposition

Class 009. First Use: 0 First Use In Commerce: 0

Opposed goods and services in the class: home and business automation, security systems comprised of wireless, wired and computer network connectivity software and connectivity hardware, namely, downloadable software and middleware in the nature of software for mobile interactive phones and computers used to interface with remote devices and to allow connectivity, accessibility, device management, and memory storage; end accessory devices, namely, central process unit, electronic sensors, low-power camera powered by battery, high performance internet protocol (IP) camera, USB dongle adapter/embedded adapter for wireless-based devices, and electronic door lock; monitoring, control and security systems comprising software in the nature of a mobile application for mobile phones and handheld computers and hardware for providing electronic messages, pictures, video, audio, alarm status, smoke/heat detection, tracking to a remote station

Class 042. First Use: 0 First Use In Commerce: 0

Opposed goods and services in the class: Providing temporary use of online non-downloadable software for home and business automation, security systems, namely, software and middleware in the nature of software used to interface with remote devices and to allow connectivity, accessibility, device management, and memory storage

Applicant Information

Application No	86047016	Publication date	04/15/2014
Opposition Filing Date	07/23/2014	Opposition Period Ends	
Applicant	Oplink Communications, Inc. 46335 Landing Pkwy Fremont, CA 94538 UNITED STATES		

Goods/Services Affected by Opposition

Class 009. First Use: 0 First Use In Commerce: 0

Opposed goods and services in the class: Home and business automation, security systems comprised of wireless, wired and computer network connectivity software and connectivity hardware; downloadable software and middleware in the nature of software for mobile interactive phones and computers used to interface with remote devices and to allow connectivity, accessibility, device management, and memory storage; end accessory devices, namely, central process unit, electronic sensors, low-power camera powered by battery, high performance internet protocol (IP) camera, USB dongle adapter/embedded adapter for wireless-based devices, and electronic door lock; monitoring, control and security systems comprising of software in the nature of a mobile application for mobile phones and handheld computers and hardware for providing electronic messages, pictures, video, audio, alarm status, and smoke/heat detection, tracking to a remote station


Class 042. First Use: 0 First Use In Commerce: 0

Opposed goods and services in the class: Providing temporary use of online non- downloadable software for home and business automation, security systems, namely, software and middleware in the nature of software used to interface with remote devices and to allow connectivity, accessibility, device management, and memory storage


Grounds for Opposition


Priority and likelihood of confusion	Trademark Act section 2(d)
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Marks Cited by Opposer as Basis for Opposition

U.S. Registration No.	4013326	Application Date	02/05/2002
Registration Date	08/16/2011	Foreign Priority Date	NONE
Word Mark	UPLINK		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 009. First use: First Use: 1996/01/01 First Use In Commerce: 1996/01/01 Computer software and hardware which enables access to a computer network platform for transmission of wireless data telemetry signals; modems; radio transmitters; computers for receiving wireless data telemetry signals; digital cellular communication units for wireless transmission of security alarm data; all the		

	aforementioned being mobile security and fix premises security equipment and software
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U.S. Registration No.	3279435	Application Date	08/12/2005
Registration Date	08/14/2007	Foreign Priority Date	NONE
Word Mark	UPLINK		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 009. First use: First Use: 1996/01/01 First Use In Commerce: 1996/01/01 Access control and alarm monitoring systems; Burglar alarms Class 038. First use: First Use: 1996/01/01 First Use In Commerce: 1996/01/01 Data transmission and reception services via telecommunication means; Information transmission services via digital networks; Mobile radio communication		

U.S. Registration No.	3826255	Application Date	06/15/2009
Registration Date	07/27/2010	Foreign Priority Date	NONE
Word Mark	U-TRAQ BY UPLINK		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 009. First use: First Use: 2010/05/27 First Use In Commerce: 2010/05/27 Portable and handheld digital electronic devices for recording, organizing, transmitting, manipulating, and reviewing text, data, image, and audio files Class 035. First use: First Use: 2010/05/27 First Use In Commerce: 2010/05/27 Providing tracking services and information concerning tracking of assets in transit, namely, vehicles, trailers, drivers, cargo and delivery containers		

U.S. Registration No.	4546091	Application Date	01/08/2013
Registration Date	06/10/2014	Foreign Priority Date	NONE
Word Mark	UPLINK GPS		

Design Mark	UPLINK GPS
Description of Mark	NONE
Goods/Services	Class 009. First use: First Use: 2013/01/01 First Use In Commerce: 2013/01/01 Computer hardware for tracking mobile assets; Computer software for tracking mobile assets Class 042. First use: First Use: 2013/01/01 First Use In Commerce: 2013/01/01 Providing temporary use of non-downloadable software for tracking mobile as-sets

Attachments	78106931#TMSN.png(bytes) 78691601#TMSN.png(bytes) 77759381#TMSN.png(bytes) 85818059#TMSN.png(bytes) FINAL Statement of Grounds for Opposition - OPLINK(1).pdf(18260 bytes) Exhibit A - Registration No 4013326.pdf(29601 bytes) Exhibit B - Registration No 3279435.pdf(28848 bytes) Exhibit C - Registration No 3826255.pdf(23346 bytes) Exhibit D - Registration No 4546091.pdf(22666 bytes) Exhibit E(2).pdf(26892 bytes) Exhibit F(2).pdf(21987 bytes)
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Certificate of Service

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address record by First Class Mail on this date.

Signature	/Jeffrey B Sladkus/
Name	Jeffrey Sladkus
Date	07/23/2014

STATEMENT OF GROUNDS

Plaintiff Uplink Security, LLC, a Georgia limited liability company with its principal place of business at 3330 Cumberland Blvd SE, Suite 700, Atlanta, Georgia 30339 (“Plaintiff”) believes it will be damaged by the registration of the marks shown in the above-identified applications, and hereby opposes the applications.

The grounds for opposition are as follows:

1. Plaintiff is a provider of a range of security alarm monitoring, wireless data transmission, and asset tracking products and services.
2. Consumers associate the mark UPLINK with Plaintiff.
3. Plaintiff promotes and offers its products and services associated with security alarm monitoring, wireless data transmission, and asset tracking under its well-known marks UPLINK, UPLINK GPS, and U-TRAQ BY UPLINK (collectively the “UPLINK Marks”).
4. Plaintiff’s UPLINK mark has been used continuously in commerce in the United States in association with security alarm monitoring and wireless data transmission products and services since at least as early as 1996, and Plaintiff has not abandoned the UPLINK mark.
5. Plaintiff is the owner of the following U.S. Trademark Registrations containing the term UPLINK:

U.S. Registration No.	Mark	Goods	Status	Exhibit
4013326	UPLINK	“Computer software and hardware which enables access to a computer	Valid, incontestable,	A

		network platform for transmission of wireless data telemetry signals; modems; radio transmitters; computers for receiving wireless data telemetry signals; digital cellular communication units for wireless transmission of security alarm data; all the aforementioned being mobile security and fix premises security equipment and software” in Class 09.	and currently in use in commerce.	
3279435	UPLINK	“Access control and alarm monitoring systems; Burglar alarms” in Class 9; and “Data transmission and reception services via telecommunication means; Information transmission services via digital networks; Mobile radio communication” in Class 38.	Valid, incontestable, and currently in use in commerce.	B
3826255	U-TRAQ BY UPLINK	“Portable and handheld digital electronic devices for recording, organizing, transmitting, manipulating, and reviewing text, data, image, and audio files” in Class 9; and “Providing tracking services and information concerning tracking of assets in transit, namely, vehicles, trailers, drivers, cargo and delivery containers” in Class 35.	Valid and currently in use in commerce.	C
4546091	UPLINK GPS	“Computer hardware for tracking mobile assets; Computer software for tracking mobile assets” in Class 9; and “Providing temporary use of non-downloadable software for tracking mobile assets” in Class 42.	Valid and currently in use in commerce.	D

6. As a result of Plaintiff’s widespread promotion and use of its UPLINK mark, the UPLINK name and mark has come to identify products and services originating exclusively

from, or otherwise associated with Plaintiff, and is distinctive of Plaintiff's security alarm monitoring systems, data transmission, and asset tracking products and services.

7. On July 30, 2013, Defendant Oplink Communications, Inc. ("Defendant") filed U.S. Trademark Application Serial Number 86/023,899 for the mark OPLINK, on the basis of a *bona fide* intent to use the mark in commerce (the "Oplink Application"). The Oplink Application covers the goods and services listed on Exhibit E, attached hereto and incorporated herein by reference.

8. The Oplink Application includes the following goods and services, which are the subject of the present opposition (the "Opposed Goods and Services 1"):

- a. Home and business automation, security systems comprised of wireless, wired and computer network connectivity software and connectivity hardware, namely downloadable software and middleware in the nature of software for mobile interactive phones and computers used to interface with remote devices and to allow connectivity, accessibility, device management, and memory storage; end accessory devices, namely, central process unit, electronic sensors, low-power camera powered by battery, high performance internet protocol (IP) camera, USB dongle adapter/embedded adapter for wireless-based devices, and electronic door lock; monitoring, control and security systems comprising of software in the nature of a mobile application for mobile phones and handheld computers and hardware for providing electronic messages, pictures, video, audio, alarm status, and smoke/heat detection, tracking to a remote station" in International Class 9;
- b. "Providing temporary use of online non-downloadable software for home and business automation, security systems, namely, software and middleware in the

nature of software used to interface with remote devices and to allow connectivity, accessibility, device management, and memory storage” in International Class 42

9. On August 23, 2013, Defendant filed U.S. Trademark Application Serial Number 86/047,016 for the mark OPLINK & Design, on the basis of a *bona fide* intent to use the mark in commerce (the “Design Application”). The Design Application covers the goods and services listed on Exhibit F, attached hereto and incorporated herein by reference.

10. The Design Application includes the following goods and services, which are the subject of the present opposition (the “Opposed Goods and Services 2”):

- a. Home and business automation, security systems comprised of wireless, wired and computer network connectivity software and connectivity hardware, downloadable software and middleware in the nature of software for mobile interactive phones and computers used to interface with remote devices and to allow connectivity, accessibility, device management, and memory storage; end accessory devices, namely, central process unit, electronic sensors, low-power camera powered by battery, high performance internet protocol (IP) camera, USB dongle adapter/embedded adapter for wireless-based devices, and electronic door lock; monitoring, control and security systems comprising of software in the nature of a mobile application for mobile phones and handheld computers and hardware for providing electronic messages, pictures, video, audio, alarm status, and smoke/heat detection, tracking to a remote station” in International Class 9;
- b. “Providing temporary use of online non-downloadable software for home and business automation, security systems, namely, software and middleware in the

nature of software used to interface with remote devices and to allow connectivity, accessibility, device management, and memory storage” in International Class 42.

11. Defendant is not associated with or affiliated with Plaintiff.

**COUNT I
LIKELIHOOD OF CONFUSION BASED ON PRIORITY OF USE**

12. Plaintiff first used its UPLINK mark in commerce prior to the application filing date of Defendant’s Oplink Application.

13. Plaintiff first used its UPLINK mark in commerce prior to the application filing date of Defendant’s Design Application.

14. When applied to the Opposed Goods and Services 1, the mark in Defendant’s pending Oplink Application so resembles Plaintiff’s UPLINK mark previously used in the United States, as to be likely to cause confusion.

15. When applied to the Opposed Goods and Services 2, the mark in Defendant’s pending Design Application so resembles Plaintiff’s UPLINK mark previously used in the United States, as to be likely to cause confusion.

16. With respect to the Opposed Goods and Services 1, Defendant’s Oplink Application should be refused pursuant to Trademark Act §2(d), 15 U.S.C. §1052(d), because Plaintiff has priority of use.

17. With respect to the Opposed Goods and Services 2, Defendant’s Design Application should be refused pursuant to Trademark Act §2(d), 15 U.S.C. §1052(d), because Plaintiff has priority of use.

**COUNT II
LIKELIHOOD OF CONFUSION BASED ON PRIORITY OF REGISTRATION**

18. Plaintiff's Registrations for UPLINK and U-TRAQ BY UPLINK issued prior to Defendant's application filing date for the Oplink Application.

19. Plaintiff's Registrations for UPLINK and U-TRAQ BY UPLINK issued prior to Defendant's application filing date for the Design Application.

20. Plaintiff's application filing date for the UPLINK GPS mark precedes Defendant's Oplink Application filing date.

21. Plaintiff's application filing date for the UPLINK GPS mark precedes Defendant's Design Application filing date.

22. When applied to the Opposed Goods and Services 1, the mark in Defendant's pending Oplink Application so resembles Plaintiff's UPLINK mark previously registered in the United States, as to be likely to cause confusion.

23. When applied to the Opposed Goods and Services 2, the mark in Defendant's pending Design Application so resembles Plaintiff's UPLINK mark previously registered in the United States, as to be likely to cause confusion.

24. With respect to the Opposed Goods and Services 1, Defendant's Oplink Application should be refused pursuant to Trademark Act §2(d), 15 U.S.C. §1052(d), because Plaintiff has priority of registration.

25. With respect to the Opposed Goods and Services 2, Defendant's Design Application should be refused pursuant to Trademark Act §2(d), 15 U.S.C. §1052(d), because Plaintiff has priority of registration.

WHEREFORE, Plaintiff requests that the Board SUSTAIN its oppositions against Application Serial Nos. 86/023899 and 86/047016.

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Mark: UPLINK

UPLINK

US Serial Number: 78106931

Application Filing Date: Feb. 05, 2002

US Registration Number: 4013326

Registration Date: Aug. 16, 2011

Register: Principal

Mark Type: Trademark

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Aug. 16, 2011

Publication Date: Sep. 04, 2007

Notice of Allowance Date: Nov. 27, 2007

Mark Information

Mark Literal Elements: UPLINK

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis (()) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *..* identify additional (new) wording in the goods/services.

For: Computer software and hardware which enables access to a computer network platform for transmission of wireless data telemetry signals; modems; radio transmitters; computers for receiving wireless data telemetry signals; digital cellular communication units for wireless transmission of security alarm data; all the aforementioned being mobile security and fix premises security equipment and software

International Class(es): 009 - Primary Class

U.S Class(es): 021, 023, 026, 036, 038

Class Status: ACTIVE

Basis: 1(a)

First Use: Jan. 01, 1996

Use in Commerce: Jan. 01, 1996

Basis Information (Case Level)

Filed Use: No

Currently Use: Yes

Amended Use: No

Filed ITU: Yes

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

Current Owner(s) Information

Owner Name: UPLINK SECURITY, LLC

Owner Address: 1600 PARKWOOD CIRCLE
Suite 500
ATLANTA, GEORGIA 30339
UNITED STATES

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: GEORGIA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Jeffrey B. Sladkus, Esq.

Docket Number: N005 3001

Attorney Primary Email Address: jeff@sladlaw.com

Attorney Email Authorized: No

Correspondent

Correspondent JEFFREY B. SLADKUS, ESQ.
Name/Address: THE SLADKUS LAW GROUP
1827 POWERS FERRY ROAD BUILDING 6, SUITE 200
ATLANTA, GEORGIA 30339
UNITED STATES

Phone: 404-252-0900

Fax: 404-252-0970

Correspondent e-mail: jeff@sladlaw.com

Correspondent e-mail No
Authorized:

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Aug. 16, 2011	EXPARTE APPEAL TERMINATED	106931
Aug. 16, 2011	REGISTERED-PRINCIPAL REGISTER	
Jul. 15, 2011	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Jul. 14, 2011	LAW OFFICE REGISTRATION REVIEW COMPLETED	66121
Jul. 13, 2011	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Jul. 12, 2011	EXAMINER'S AMENDMENT ENTERED	88888
Jul. 12, 2011	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	
Jul. 12, 2011	EXAMINERS AMENDMENT E-MAILED	
Jul. 12, 2011	SU-EXAMINER'S AMENDMENT WRITTEN	76733
Jun. 29, 2011	DATA MODIFICATION COMPLETED	66121
Jun. 29, 2011	ASSIGNED TO LIE	66121
Jun. 24, 2011	EX PARTE APPEAL-INSTITUTED	106931
Jun. 24, 2011	JURISDICTION RESTORED TO EXAMINING ATTORNEY	106931
Jun. 24, 2011	EXPARTE APPEAL RECEIVED AT TTAB	
Jun. 22, 2011	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Jun. 22, 2011	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Jun. 22, 2011	TEAS REQUEST FOR RECONSIDERATION RECEIVED	
Dec. 23, 2010	NOTIFICATION OF FINAL REFUSAL EMAILED	
Dec. 23, 2010	FINAL REFUSAL E-MAILED	
Dec. 23, 2010	SU - FINAL REFUSAL - WRITTEN	76733
Dec. 07, 2010	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Dec. 07, 2010	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Dec. 07, 2010	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Oct. 18, 2010	NOTIFICATION OF NON-FINAL ACTION E-MAILED	
Oct. 18, 2010	NON-FINAL ACTION E-MAILED	
Oct. 18, 2010	SU - NON-FINAL ACTION - WRITTEN	76733
Oct. 18, 2010	STATEMENT OF USE PROCESSING COMPLETE	69302
Oct. 15, 2010	USE AMENDMENT FILED	69302
Oct. 15, 2010	ATTORNEY REVOKED AND/OR APPOINTED	
Oct. 15, 2010	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Oct. 15, 2010	TEAS STATEMENT OF USE RECEIVED	
May 28, 2010	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
May 27, 2010	EXTENSION 5 GRANTED	69302
May 25, 2010	EXTENSION 5 FILED	69302
May 25, 2010	TEAS EXTENSION RECEIVED	
May 12, 2010	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Dec. 08, 2009	ASSIGNED TO EXAMINER	76733
Nov. 30, 2009	EXTENSION 4 GRANTED	69302
Nov. 25, 2009	EXTENSION 4 FILED	69302

Nov. 25, 2009	TEAS EXTENSION RECEIVED	
Jun. 16, 2009	EXTENSION 3 GRANTED	69302
May 27, 2009	EXTENSION 3 FILED	69302
Jun. 16, 2009	CASE ASSIGNED TO INTENT TO USE PARALEGAL	69302
May 27, 2009	TEAS EXTENSION RECEIVED	
Nov. 26, 2008	EXTENSION 2 GRANTED	98765
Nov. 26, 2008	EXTENSION 2 FILED	98765
Nov. 26, 2008	TEAS EXTENSION RECEIVED	
May 20, 2008	EXTENSION 1 GRANTED	70565
May 15, 2008	EXTENSION 1 FILED	70565
May 15, 2008	TEAS EXTENSION RECEIVED	
Nov. 27, 2007	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Sep. 04, 2007	PUBLISHED FOR OPPOSITION	
Aug. 15, 2007	NOTICE OF PUBLICATION	
May 26, 2007	LAW OFFICE PUBLICATION REVIEW COMPLETED	69350
May 26, 2007	ASSIGNED TO LIE	69350
May 10, 2007	APPROVED FOR PUB - PRINCIPAL REGISTER	
May 10, 2007	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
May 09, 2007	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
May 09, 2007	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Apr. 17, 2007	ATTORNEY REVOKED AND/OR APPOINTED	
Apr. 17, 2007	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Dec. 11, 2006	NON-FINAL ACTION E-MAILED	6325
Dec. 11, 2006	NON-FINAL ACTION WRITTEN	61700
Jun. 09, 2006	REPORT COMPLETED SUSPENSION CHECK CASE STILL SUSPENDED	
Feb. 01, 2006	ASSIGNED TO EXAMINER	61700
Dec. 09, 2005	REPORT COMPLETED SUSPENSION CHECK CASE STILL SUSPENDED	76537
May 27, 2005	REPORT COMPLETED SUSPENSION CHECK CASE STILL SUSPENDED	74193
Oct. 25, 2004	REPORT COMPLETED SUSPENSION CHECK CASE STILL SUSPENDED	
Oct. 16, 2003	UNRESPONSIVE/DUPLICATE PAPER RECEIVED	71441
Oct. 16, 2003	PAPER RECEIVED	
Oct. 09, 2003	CASE FILE IN TICRS	
Mar. 20, 2003	LETTER OF SUSPENSION E-MAILED	
Jan. 30, 2003	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Jan. 30, 2003	PAPER RECEIVED	
Oct. 16, 2002	ASSIGNED TO EXAMINER	76624
Jul. 29, 2002	NON-FINAL ACTION MAILED	
Jul. 22, 2002	ASSIGNED TO EXAMINER	78065

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Jul. 14, 2011

Assignment Abstract Of Title Information

Summary

Total Assignments: 1

Registrant: UPLINK SECURITY, LLC

Assignment 1 of 1

Conveyance: ASSIGNS THE ENTIRE INTEREST

Reel/Frame: [4201/0609](#)

Pages: 4

Date Recorded: May 07, 2010

Supporting Documents: [assignment-tm-4201-0609.pdf](#)

Assignor

Name: [NUMEREX CORP.](#) Execution Date: Apr. 07, 2010
Legal Entity Type: CORPORATION State or Country Where Organized: PENNSYLVANIA

Assignee

Name: [UPLINK SECURITY, LLC](#)
Legal Entity Type: LIMITED LIABILITY COMPANY State or Country Where Organized: GEORGIA
Address: 1600 PARKWOOD CIRCLE
SUITE 200
ATLANTA, GEORGIA 30339

Correspondent

Correspondent Name: JEFFREY B. SLADKUS, ESQ.
Correspondent Address: 1827 POWERS FERRY ROAD
BUILDING 6, SUITE 200
ATLANTA, GA 30339

Domestic Representative - Not Found

Proceedings

Summary

Number of Proceedings: 1

Type of Proceeding: Exparte Appeal

Proceeding Number: [78106931](#) Filing Date: Jun 22, 2011
Status: Terminated Status Date: Aug 16, 2011
Interlocutory Attorney:

Plaintiff(s)

Name: UPLINK SECURITY, LLC
Correspondent Address: Jeffrey B. Sladkus, Esq.
The Sladkus Law Group
1827 Powers Ferry RoadBuilding 6, Suite 200
Atlanta GA , 30339
UNITED STATES
Correspondent e-mail: jeff@sladlaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
UPLINK MOBILE SECURITY	Registered	78106931	4013326

Prosecution History

Entry Number	History Text	Date	Due Date
1	APPEAL TO BOARD	Jun 22, 2011	
2	Appeal Acknowledged; Case Remanded	Jun 24, 2011	
3	INSTITUTED	Jun 24, 2011	
4	REQUEST FOR RECONSIDERATION	Jun 22, 2011	
5	TERMINATED	Aug 16, 2011	

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Mark: UPLINK

UPLINK

US Serial Number: 78691601
US Registration Number: 3279435
Filed as TEAS Plus: Yes
Register: Principal
Mark Type: Trademark, Service Mark
Status: A Sections 8 and 15 combined declaration has been accepted and acknowledged.
Status Date: Mar. 14, 2013
Publication Date: May 29, 2007

Application Filing Date: Aug. 12, 2005
Registration Date: Aug. 14, 2007
Currently TEAS Plus: Yes

Mark Information

Mark Literal Elements: UPLINK
Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.
Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *..* identify additional (new) wording in the goods/services.

For: Access control and alarm monitoring systems; Burglar alarms
International Class(es): 009 - Primary Class
U.S Class(es): 021, 023, 026, 036, 038
Class Status: ACTIVE
Basis: 1(a)
First Use: Jan. 01, 1996
Use in Commerce: Jan. 01, 1996

For: Data transmission and reception services via telecommunication means; Information transmission services via digital networks; Mobile radio communication
International Class(es): 038 - Primary Class
U.S Class(es): 100, 101, 104
Class Status: ACTIVE
Basis: 1(a)
First Use: Jan. 01, 1996
Use in Commerce: Jan. 01, 1996

Basis Information (Case Level)

Filed Use: Yes	Currently Use: Yes	Amended Use: No
Filed ITU: No	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

Current Owner(s) Information

Owner Name: UPLINK SECURITY, LLC
Owner Address: 1600 PARKWOOD CIRCLE
SUITE 200
ATLANTA, GEORGIA 30339
UNITED STATES
Legal Entity Type: LIMITED LIABILITY COMPANY
State or Country Where Organized: GEORGIA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: W. Scott Petty **Docket Number:** 07380.104024
Attorney Primary Email Address: trademarks@kslaw.com **Attorney Email Authorized:** Yes

Correspondent

Correspondent Name/Address: W. Scott Petty
KING & SPALDING LLP
1180 PEACHTREE STREET, N.E.
ATLANTA, GEORGIA 30309-3521
UNITED STATES
Phone: 404-572-2888 **Fax:** 404-572-5134
Correspondent e-mail: trademarks@kslaw.com spetty@kslaw.com vbantug@kslaw.com **Correspondent e-mail Authorized:** Yes

Domestic Representative - Not Found**Prosecution History**

Date	Description	Proceeding Number
Mar. 14, 2013	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
Mar. 14, 2013	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	76533
Mar. 14, 2013	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	76533
Feb. 27, 2013	TEAS SECTION 8 & 15 RECEIVED	
May 12, 2010	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Aug. 14, 2007	REGISTERED-PRINCIPAL REGISTER	
May 29, 2007	PUBLISHED FOR OPPOSITION	
May 09, 2007	NOTICE OF PUBLICATION	
Mar. 30, 2007	LAW OFFICE PUBLICATION REVIEW COMPLETED	74221
Mar. 30, 2007	ASSIGNED TO LIE	74221
Mar. 07, 2007	APPROVED FOR PUB - PRINCIPAL REGISTER	
Sep. 12, 2006	ATTORNEY REVOKED AND/OR APPOINTED	
Sep. 12, 2006	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Sep. 07, 2006	REPORT COMPLETED SUSPENSION CHECK CASE STILL SUSPENDED	
Mar. 07, 2006	LETTER OF SUSPENSION E-MAILED	6332
Mar. 07, 2006	SUSPENSION LETTER WRITTEN	61700
Mar. 07, 2006	ASSIGNED TO EXAMINER	61700
Mar. 02, 2006	ASSIGNED TO EXAMINER	80814
Aug. 19, 2005	NEW APPLICATION ENTERED IN TRAM	

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

TM Staff and Location Information**TM Staff Information - None****File Location**

Current Location: TMO LAW OFFICE 114

Date in Location: Mar. 14, 2013

Assignment Abstract Of Title Information**Summary**

Total Assignments: 3

Registrant: Numerex Corp.

Assignment 1 of 3

Conveyance: SECURITY INTEREST

Reel/Frame: [3455/0843](#)

Pages: 26

Date Recorded: Jan. 05, 2007

Supporting Documents: [assignment-tm-3455-0843.pdf](#)

Assignor

Name: NUMEREX CORP.	Execution Date: Dec. 29, 2006
Legal Entity Type: CORPORATION	State or Country Where Organized: PENNSYLVANIA
Name: DIGILOG INC.	Execution Date: Dec. 29, 2006
Legal Entity Type: CORPORATION	State or Country Where Organized: PENNSYLVANIA
Name: BROADBAND NETWORKS INC.	Execution Date: Dec. 29, 2006
Legal Entity Type: CORPORATION	State or Country Where Organized: PENNSYLVANIA
Name: NUMEREX INVESTMENT CORP.	Execution Date: Dec. 29, 2006
Legal Entity Type: CORPORATION	State or Country Where Organized: DELAWARE
Name: CELLEMETRY LLC	Execution Date: Dec. 29, 2006
Legal Entity Type: LIMITED LIABILITY COMPANY	State or Country Where Organized: DELAWARE
Name: NUMEREX SOLUTIONS, LLC	Execution Date: Dec. 29, 2006
Legal Entity Type: LIMITED LIABILITY COMPANY	State or Country Where Organized: DELAWARE

Assignee

Name: [LAURUS MASTER FUND, LTD.](#)

Legal Entity Type: COMPANY

State or Country Where Organized: CAYMAN ISLANDS

Address: 825 THIRD AVENUE
NEW YORK, NEW YORK 10022

Correspondent

Correspondent Name: ALISON J. DOW

Correspondent Address: 345 PARK AVENUE
NEW YORK, NY 10154

Domestic Representative - Not Found

Assignment 2 of 3

Conveyance: RELEASE BY SECURED PARTY

Reel/Frame: [4181/0504](#) Pages: 7

Date Recorded: Apr. 07, 2010

Supporting Documents: [assignment-tm-4181-0504.pdf](#)

Assignor

Name: [LAURUS MASTER FUND, LTD.](#)

Legal Entity Type: COMPANY

Execution Date: Jan. 08, 2010

State or Country Where Organized: CAYMAN ISLANDS

Assignee

Name: [NUMEREX CORP.](#)

Legal Entity Type: CORPORATION

State or Country Where Organized: PENNSYLVANIA

Address: 1600 PARKWOOD CIRCLE
SUITE 200
ATLANTA, GEORGIA 30339

Correspondent

Correspondent Name: JEFFREY B. SLADKUS, ESQ.

Correspondent Address: 1827 POWERS FERRY ROAD
BUILDING 6, SUITE 200
ATLANTA, GA 30339

Domestic Representative - Not Found

Assignment 3 of 3

Conveyance: ASSIGNS THE ENTIRE INTEREST

Reel/Frame: [4201/0609](#) Pages: 4

Date Recorded: May 07, 2010

Supporting Documents: [assignment-tm-4201-0609.pdf](#)

Assignor

Name: [NUMEREX CORP.](#)
Legal Entity Type: CORPORATION

Execution Date: Apr. 07, 2010
State or Country Where Organized: PENNSYLVANIA

Assignee

Name: [UPLINK SECURITY, LLC](#)
Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: GEORGIA

Address: 1600 PARKWOOD CIRCLE
SUITE 200
ATLANTA, GEORGIA 30339

Correspondent

Correspondent Name: JEFFREY B. SLADKUS, ESQ.
Correspondent Address: 1827 POWERS FERRY ROAD
BUILDING 6, SUITE 200
ATLANTA, GA 30339

Domestic Representative - Not Found

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Mark: U-TRAQ BY UPLINK

U-TRAQ BY UPLINK

US Serial Number: 77759381	Application Filing Date: Jun. 15, 2009
US Registration Number: 3826255	Registration Date: Jul. 27, 2010
Filed as TEAS Plus: Yes	Currently TEAS Plus: Yes
Register: Principal	
Mark Type: Trademark, Service Mark	
Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.	
Status Date: Jul. 27, 2010	
Publication Date: Mar. 02, 2010	Notice of Allowance Date: May 25, 2010

Mark Information

Mark Literal Elements: U-TRAQ BY UPLINK

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Related Properties Information

Claimed Ownership of US Registrations: 3279435

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *..* identify additional (new) wording in the goods/services.

For: Portable and handheld digital electronic devices for recording, organizing, transmitting, manipulating, and reviewing text, data, image, and audio files

International Class(es): 009 - Primary Class	U.S Class(es): 021, 023, 026, 036, 038
Class Status: ACTIVE	
Basis: 1(a)	
First Use: May 27, 2010	Use in Commerce: May 27, 2010

For: Providing tracking services and information concerning tracking of assets in transit, namely, vehicles, trailers, drivers, cargo and delivery containers

International Class(es): 035 - Primary Class	U.S Class(es): 100, 101, 102
Class Status: ACTIVE	
Basis: 1(a)	
First Use: May 27, 2010	Use in Commerce: May 27, 2010

Basis Information (Case Level)

Filed Use: No	Currently Use: Yes	Amended Use: No
Filed ITU: Yes	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

Current Owner(s) Information

Owner Name: UPLINK SECURITY, LLC

Owner Address: 1600 PARKWOOD CIRCLE
SUITE 200

ATLANTA, GEORGIA 30339
UNITED STATES

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: GEORGIA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Jeffrey B. Sladkus, Esq. **Docket Number:** N005 3045
Attorney Primary Email Address: jeff@sladlaw.com **Attorney Email Authorized:** No

Correspondent

Correspondent Name/Address: JEFFREY B. SLADKUS, ESQ.
JEFFREY B. SLADKUS, LLC
1827 POWERS FERRY RD SE BLDG 6
ATLANTA, GEORGIA 30339-5687
UNITED STATES
Phone: 404-252-0900 **Fax:** 404-252-0970
Correspondent e-mail: jeff@sladlaw.com **Correspondent e-mail Authorized:** No

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Jan. 24, 2012	NOTICE OF SUIT	
Sep. 09, 2011	NOTICE OF SUIT	
Jan. 03, 2011	NOTICE OF SUIT	
Jul. 27, 2010	REGISTERED-PRINCIPAL REGISTER	
Jun. 23, 2010	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Jun. 22, 2010	LAW OFFICE REGISTRATION REVIEW COMPLETED	70468
Jun. 16, 2010	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Jun. 15, 2010	STATEMENT OF USE PROCESSING COMPLETE	66230
May 27, 2010	USE AMENDMENT FILED	66230
Jun. 15, 2010	CASE ASSIGNED TO INTENT TO USE PARALEGAL	66230
May 27, 2010	TEAS STATEMENT OF USE RECEIVED	
May 25, 2010	NOA MAILED - SOU REQUIRED FROM APPLICANT	
May 12, 2010	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Mar. 02, 2010	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Mar. 02, 2010	PUBLISHED FOR OPPOSITION	
Jan. 22, 2010	LAW OFFICE PUBLICATION REVIEW COMPLETED	70468
Jan. 22, 2010	ASSIGNED TO LIE	70468
Dec. 30, 2009	APPROVED FOR PUB - PRINCIPAL REGISTER	
Dec. 29, 2009	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Dec. 29, 2009	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Dec. 29, 2009	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Oct. 29, 2009	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Oct. 29, 2009	NON-FINAL ACTION E-MAILED	6325
Oct. 29, 2009	NON-FINAL ACTION WRITTEN	78450
Oct. 08, 2009	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Oct. 08, 2009	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Oct. 08, 2009	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Sep. 16, 2009	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Sep. 16, 2009	NON-FINAL ACTION E-MAILED	6325
Sep. 16, 2009	NON-FINAL ACTION WRITTEN	78450

Sep. 15, 2009	ASSIGNED TO EXAMINER
Jun. 19, 2009	NOTICE OF PSEUDO MARK MAILED
Jun. 18, 2009	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM
Jun. 18, 2009	NEW APPLICATION ENTERED IN TRAM

78450

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Jun. 22, 2010

Assignment Abstract Of Title Information

Summary

Total Assignments: 1

Registrant: UPLINK SECURITY, LLC

Assignment 1 of 1

Conveyance: ASSIGNS THE ENTIRE INTEREST

Reel/Frame: [4201/0609](#)

Pages: 4

Date Recorded: May 07, 2010

Supporting Documents: [assignment-tm-4201-0609.pdf](#)

Assignor

Name: [NUMEREX CORP.](#)

Execution Date: Apr. 07, 2010

Legal Entity Type: CORPORATION

State or Country Where
Organized: PENNSYLVANIA

Assignee

Name: [UPLINK SECURITY, LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where
Organized: GEORGIAAddress: 1600 PARKWOOD CIRCLE
SUITE 200
ATLANTA, GEORGIA 30339

Correspondent

Correspondent Name: JEFFREY B. SLADKUS, ESQ.

Correspondent Address: 1827 POWERS FERRY ROAD
BUILDING 6, SUITE 200
ATLANTA, GA 30339

Domestic Representative - Not Found

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Mark: UPLINK GPS

UPLINK GPS

US Serial Number: 85818059	Application Filing Date: Jan. 08, 2013
US Registration Number: 4546091	Registration Date: Jun. 10, 2014
Filed as TEAS Plus: Yes	Currently TEAS Plus: Yes
Register: Principal	
Mark Type: Trademark, Service Mark	
Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.	
Status Date: Jun. 10, 2014	
Publication Date: Mar. 25, 2014	

Mark Information

Mark Literal Elements: UPLINK GPS

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Disclaimer: "GPS"

Related Properties Information

Claimed Ownership of US Registrations: 3279435, 3826255, 4013326

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks "*" identify additional (new) wording in the goods/services.

For: Computer hardware for tracking mobile assets; Computer software for tracking mobile assets	
International Class(es): 009 - Primary Class	U.S Class(es): 021, 023, 026, 036, 038
Class Status: ACTIVE	
Basis: 1(a)	
First Use: Jan. 01, 2013	Use in Commerce: Jan. 01, 2013

For: Providing temporary use of non-downloadable software for tracking mobile assets	
International Class(es): 042 - Primary Class	U.S Class(es): 100, 101
Class Status: ACTIVE	
Basis: 1(a)	
First Use: Jan. 01, 2013	Use in Commerce: Jan. 01, 2013

Basis Information (Case Level)

Filed Use: Yes	Currently Use: Yes	Amended Use: No
Filed ITU: No	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

Current Owner(s) Information

Owner Name: Uplink Security, LLC

Owner Address: Suite 700
3330 Cumberland Boulevard

Atlanta, GEORGIA 30339
UNITED STATES

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: GEORGIA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Jeffrey B. Sladkus
Attorney Primary Email: jeff@sladlaw.com
Address:

Docket Number: N005 3053
Attorney Email: Yes
Authorized:

Correspondent

Correspondent Name/Address: JEFFREY B. SLADKUS
THE SLADKUS LAW GROUP
1827 POWERS FERRY RD SE BLDG 6
ATLANTA, GEORGIA 30339-5687
UNITED STATES

Phone: 404-252-0900

Fax: 404-252-0970

Correspondent e-mail: jeff@sladlaw.com

Correspondent e-mail: Yes
Authorized:

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Jun. 10, 2014	REGISTERED-PRINCIPAL REGISTER	
Mar. 25, 2014	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Mar. 25, 2014	PUBLISHED FOR OPPOSITION	
Mar. 05, 2014	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Feb. 15, 2014	LAW OFFICE PUBLICATION REVIEW COMPLETED	77312
Feb. 15, 2014	ASSIGNED TO LIE	77312
Jan. 28, 2014	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jan. 17, 2014	NOTICE OF REVIVAL - E-MAILED	
Jan. 17, 2014	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Jan. 16, 2014	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Jan. 16, 2014	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Jan. 16, 2014	PETITION TO REVIVE-GRANTED	88889
Jan. 16, 2014	TEAS PETITION TO REVIVE RECEIVED	
Dec. 02, 2013	ABANDONMENT NOTICE MAILED - FAILURE TO RESPOND	
Nov. 30, 2013	ABANDONMENT - FAILURE TO RESPOND OR LATE RESPONSE	
Apr. 29, 2013	NOTIFICATION OF PRIORITY ACTION E-MAILED	6326
Apr. 29, 2013	PRIORITY ACTION E-MAILED	6326
Apr. 29, 2013	PRIORITY ACTION WRITTEN	76933
Apr. 21, 2013	ASSIGNED TO EXAMINER	76933
Jan. 17, 2013	NOTICE OF PSEUDO MARK MAILED	
Jan. 16, 2013	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Jan. 11, 2013	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Jun. 10, 2014

Exhibit E

International Class 9

“Fiber optic networking hardware and software-embedded products, namely, dense wavelength division multiplexers (DWDM)/demultiplexers, coarse wavelength division multiplexers (CWDM)/demultiplexers, band wavelength division multiplexers (BWDM)/demultiplexers, arrayed waveguide gratings (AWG) for use as multiplexers and demultiplexers, filters, fiber optical interleavers, micro-optical devices in the nature of wavelength lockers, optical isolators, signal couplers/splitters, polarization maintaining beam combiners/splitters, power monitors, hybrid components in the nature of wavelength division multiplexers (WDM), isolator hybrids, coupler/isolator hybrids, filter/isolator hybrids, splitter/power monitor hybrids and depolarizer/beam combiner hybrids, circulators, collimators, switches, optical channel monitor modules, reconfigurable optical add-drop multiplexers, wavelength selective switches, amplifiers, gain block amplifiers, variable optical attenuators, variable multiplexers, tunable optical filters, tunable filter arrays, wavelength blocker arrays, jumpers/patch cords, optical connectors, optical adapters, optical patch panels, and fixed attenuators. fiber optical transceivers, optical transmitters, receivers, transmitter optical subassemblies, receiver optical subassemblies, bi-directional optical subassemblies, bi-directional optical transceivers, CWDM transceivers, DWDM fixed wavelength transceivers, parallel optical transceivers, DWDM tunable transceivers, optical transponders, video optical transceiver, video optical transmitters, video optical receivers, video CWDM transceivers, optical supervisory channel transceivers, differential quadrature phase shift keying (DQPSK) transceivers, multilane on-off keying (OOK) transceivers, multilane DWDM dual polarization quadrature phase shift keying (DP-QPSK) transceivers, multilane pulse amplitude modulation (PAM) transceivers, maximum-likelihood sequence estimation (MLSE) transceivers, multilane quadrature amplitude modulation (QAM) transceivers, multilane OOK transceivers, multilane QAM transceivers, multilane PAM DWDM transceivers, chassis platform, fiber-optic amplifier, optical switch, RF amplifier, RF switch, home and business automation, security and healthcare systems comprised of wireless, wired and computer network connectivity software and connectivity hardware, namely, downloadable software and middleware in the nature of software for mobile interactive phones and computers used to interface with remote devices and to allow connectivity, accessibility, device management, and memory storage; cloud-based mobile interactive software platform and computer software application for mobile phones and handheld computers for enabling internet protocol (IP) based networking device to become accessible over the internet or mobile telecommunications; end accessory devices, namely, central process unit, electronic sensors, low-power camera powered by battery, high performance internet protocol (IP) camera, USB dongle adapter/embedded adapter for wireless-based devices, and electronic door lock. monitoring, control and security systems comprising software in the nature of a mobile application for mobile phones and handheld computers and hardware for providing electronic messages, pictures, video, audio, alarm status, smoke/heat detection, tracking, telemedicine, remote healthcare and other information to a remote station”

International Class 42

“Providing temporary use of online non-downloadable software for home and business automation, security and healthcare systems, namely, software and middleware in the nature of software used to interface with remote devices and to allow connectivity, accessibility, device management, and memory storage; providing temporary use of on-line non-downloadable cloud computing software platform for enabling internet protocol (IP) based networking device to become accessible over the internet or mobile telecommunications”

Exhibit F

International Class 9

“Home and business automation, security and healthcare systems comprised of wireless, wired and computer network connectivity software and connectivity hardware; downloadable software and middleware in the nature of software for mobile interactive phones and computers used to interface with remote devices and to allow connectivity, accessibility, device management, and memory storage; cloud-based mobile interactive software platform and computer software application for mobile phones and handheld computers for enabling internet protocol (IP) based networking device to become accessible over the internet or mobile telecommunications; end accessory devices, namely, central process unit, electronic sensors, low-power camera powered by battery, high performance internet protocol (IP) camera, USB dongle adapter/embedded adapter for wireless-based devices, and electronic door lock; monitoring, control and security systems comprising of software in the nature of a mobile application for mobile phones and handheld computers and hardware for providing electronic messages, pictures, video, audio, alarm status, and smoke/heat detection, tracking, telemedicine, remote healthcare and other information to a remote station”

International Class 42

“Providing temporary use of online non-downloadable software for home and business automation, security and healthcare systems, namely, software and middleware in the nature of software used to interface with remote devices and to allow connectivity, accessibility, device management, and memory storage; providing temporary use of on-line non-downloadable cloud computing software platform for enabling internet protocol (IP) based networking device to become accessible over the internet or mobile telecommunications”